



#3

## DECLARATION

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: **MESSAGING PROTOCOL FOR INTERACTIVE DELIVERY SYSTEM** the specification of which was filed on 11/08/00 as Application Serial No.09/708,809.

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information that is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I claim no foreign priority benefits under Title 35, United States Code, Section 119.


I claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below.

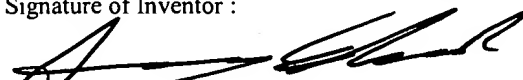
Application No.	Date of Filing

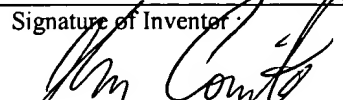
I claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

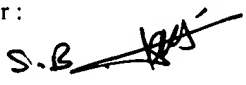
Application No.	Date of Filing	Status

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full Name of Inventor 2	Last Name: <b>GORDON</b>	First Name: <b>DONALD</b>	Middle Name or Initial: <b>F.</b>
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Signature & Date:	Signature of Inventor: 		Date: <b>2/26/01</b>

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Full Name of Inventor 4	Last Name: <b>BAYRAKERI</b>	First Name: <b>SADIK</b>	Middle Name or Initial:	
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Signature & Date:	Signature of Inventor : 		Date: <b>2-19-01</b>	



#4

### POWER OF ATTORNEY BY ASSIGNEE

DIVA Systems Corporation is the Assignee of the invention entitled: **MESSAGING PROTOCOL FOR INTERACTIVE DELIVERY SYSTEM**, the specification of which was filed on November 8, 2000 as Application Serial No. 09/708,809.

Assignee hereby appoints the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Truong T. Dinh, Reg. No. 40,993  
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### DIVA Systems Corporation

Date: 2/12/01

By: Stephanie A. Storms  
(Signature)

Name: Stephanie Storms  
Title: Senior Vice President